

1 PHILLIP A. TALBERT  
2 Acting United States Attorney  
3 ALYSON A. BERG  
4 Assistant United States Attorney  
5 2500 Tulare Street, Suite 4401  
6 Fresno, CA 93721  
7 Telephone: (559) 497-4000  
8 Facsimile: (559) 497-4099

9 Attorneys for Plaintiff United States of America

10 IN THE UNITED STATES DISTRICT COURT

11 EASTERN DISTRICT OF CALIFORNIA

12 UNITED STATES OF AMERICA,

13 Plaintiff,

14 v.

15 APPROXIMATELY \$141,513.00 IN U.S.  
16 CURRENCY,

17 Defendant.

18 CASE NO. 1:21-MC-00069-AWI-BAM

19 STIPULATION AND [PROPOSED] ORDER  
20 FURTHER EXTENDING TIME FOR FILING A  
21 COMPLAINT FOR FORFEITURE AND/OR TO  
22 OBTAIN AN INDICTMENT ALLEGING  
23 FORFEITURE

24 The United States of America and potential claimant Sergiy Krystafovych (“potential claimant”),  
25 by and through their counsel, do agree and STIPULATE as follows:

26 1. On or about May 5, 2021, potential claimant filed a claim in the administrative forfeiture  
27 proceeding with the U.S. Customs and Border Protection with respect to the above-captioned currency  
28 (hereafter “defendant currency”), which was seized on August 25, 2020.

29 2. The U.S. Customs and Border Protection has sent the written notice of intent to forfeit  
30 required by 18 U.S.C. § 983(a)(1)(A) to all known interested parties. The time has expired for any  
31 person to file a claim to the defendant currency under 18 U.S.C. § 983(a)(2)(A)-(E), and no person other  
32 than the potential claimant has filed a claim to the defendant currency as required by law in the  
33 administrative forfeiture proceeding.

34 3. Under 18 U.S.C. § 983(a)(3)(A), the United States is required to file a complaint for  
35 forfeiture against the defendant currency and/or to obtain an indictment alleging that the defendant  
36 currency is subject to forfeiture within ninety days after a claim has been filed in the administrative  
37 forfeiture proceedings, unless the court extends the deadline for good cause shown or by agreement of

1 the parties. That deadline was August 2, 2021.

2 4. By Stipulation and Order filed August 2, 2021, the parties stipulated to extend to October  
3 31, 2021, the time in which the United States is required to file a civil complaint for forfeiture against  
4 the defendant currency and/or to obtain an indictment alleging that the defendant currency is subject to  
5 forfeiture.

6 5. By Stipulation and Order filed October 25, 2021, the parties stipulated to extend to  
7 December 30, 2021, the time in which the United States is required to file a civil complaint for forfeiture  
8 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
9 subject to forfeiture.

10 6. As provided in 18 U.S.C. § 983(a)(3)(A), the parties wish by agreement to further extend  
11 to February 13, 2022, the time in which the United States is required to file a civil complaint for forfeiture  
12 against the defendant currency and/or to obtain an indictment alleging that the defendant currency is  
13 subject to forfeiture.

14 7. Accordingly, the parties agree that the deadline by which the United States shall be  
15 required to file a complaint for forfeiture against the defendant currency and/or to obtain an indictment  
16 alleging that the defendant currency is subject to forfeiture shall be extended to February 13, 2022.

17 Dated: December 22, 2021

PHILLIP A. TALBERT  
Acting United States Attorney

18 By: /s/ Alyson A. Berg  
19 ALYSON A. BERG  
20 Assistant United States Attorney

21 Dated: December 21, 2021

22 By: /s/ Jakrun Sodhi  
23 JAKRUN SODHI  
24 Attorney for Sergiy Krystafovych  
25 (Original signature retained by attorney)

26 IT IS SO ORDERED.

27 Dated: December 27, 2021

28   
SENIOR DISTRICT JUDGE